

UNITED STATES DISTRICT COURT

for the

District of South Carolina

Randy Ayres

Petitioner

v.

Warden Eagleton

Respondent

Civil Action No. 2:10-1967-JFA-RSC

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the petitioner (*name*) _____ recover from the respondent (*name*) _____ the amount of _____ dollars (\$___), which includes prejudgment interest at the rate of ____ %, plus postjudgment interest at the rate of ____ %, along with costs.

☐ the petitioner recover nothing, the action be dismissed on the merits, and the respondent (*name*) _____ recover costs from the petitioner (*name*) _____.

☒ other: The Report and Recommendation of Magistrate Robert S. Carr is adopted and incorporated. This action is dismissed without prejudice and without issuance and service of process. The Petitioner shall take nothing on his petition file pursuant to Title 28 U.S.C. § 2254.

This action was (*check one*):

☐ tried by a jury, the Honorable _____ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable _____ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Joseph F. Anderson, United States District Judge

Date: October 27, 2010

CLERK OF COURT Larry W. Propes



Signature of Clerk or Deputy Clerk